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**FISCAL IMPACT STATEMENT**

**LS 6628**

**BILL NUMBER:** HB 1064

**NOTE PREPARED:** Mar 19, 2009

**BILL AMENDED:** Mar 19, 2009

**SUBJECT:** Heavy Duty Vehicle Weight Limits.

**FIRST AUTHOR:** Rep. Avery

**FIRST SPONSOR:** Sen. Buck

**BILL STATUS:** 2<sup>nd</sup> Reading - 2<sup>nd</sup> House

**FUNDS AFFECTED:**    **GENERAL**  
                          **X DEDICATED**  
                          **FEDERAL**

**IMPACT:** State

**Summary of Legislation:** (Amended) This bill: (1) provides that the maximum weight limitation for a heavy duty vehicle that is equipped with an auxiliary power unit for climate control or electrical purposes is increased by 400 pounds; (2) provides that the total gross weight with load of a vehicle or combination of vehicles transporting an ocean-going container may not exceed 95,000 pounds (The current weight limit may not exceed 90,000 pounds.); (3) deletes the requirement that the ocean-going container must have originated outside the United States; and (4) deletes a cross-reference to a repealed section.

**Effective Date:** July 1, 2009.

**Explanation of State Expenditures:** (1) Increasing the weight limit for auxiliary power units by 400 pounds should have no fiscal impact for the State Police or the Department of Transportation (INDOT).

**Background Information:** The Motor Carrier Enforcement Division of the State Police allows the 400 lbs. as long as the unit meets federal regulations. INDOT reports that the 400 lbs. is unlikely to impact many loads.

**Explanation of State Revenues:** (Revised) (2) Increasing the total gross weight to 95,000 pounds for an ocean-going container may or may not increase revenue generated from the oversize/overweight (os/ow) permits. The current maximum weight for an os/ow permit is 90,000 pounds. The Department of Revenue (DOR) reports that since the enactment of the os/ow permit for ocean-going containers in CY 2007, four such permits have been issued. These are annual permits which cost \$800. The fund affected is the state Highway Fund.

INDOT provides DOR with a detour bulletin which lists bridge capacities and clearances. This is used by the DOR to direct os/ow permit holders away from certain routes across the state.

(3) Deleting the requirement that ocean-going containers must have originated outside the United States could increase the number of os/ow permits issued by increasing the size of the potential market.

**Explanation of Local Expenditures:**

**Explanation of Local Revenues:**

**State Agencies Affected:** INDOT; State Police; DOR.

**Local Agencies Affected:** Local law enforcement agencies.

**Information Sources:** Lt. Wayne Andrews, State Police, Motor Carrier Enforcement Division, 317-615-7419; Connie Ehman, State Police Motor Carrier Inspector, 317-615-7407; Bob Demuth, INDOT, 317-234-6203; Chris Kiefer, Legislative Liaison, INDOT, 317-233-3601; Corina Harmless, Supervisor, Oversize/Overweight permits, DOR, 317-615-7234.

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